

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

DeJuan Ford,

Civ. No. 20-238 (PAM/HB)

Petitioner,

v.

ORDER

Warden Fikes,

Respondent.

The above matter is before the Court on the Report and Recommendation (“R&R”) of United States Magistrate Judge Hildy Bowbeer dated July 6, 2020. The R&R recommends denying both the Petition for a Writ of Habeas Corpus and Petitioner’s request for an evidentiary hearing, and dismissing this matter with prejudice. Petitioner did not object to the R&R and the time to do so has passed.

This Court must review de novo any portion of an R&R to which specific objections are made. 28 U.S.C. § 636(b)(1); D. Minn. L.R. 72.2(b). Having failed to object, Petitioner waived his right to that review. United States v. Wise, 588 F.3d 531, 537 n.5 (8th Cir. 2009). Even had he objected, however, the Court agrees with the R&R’s conclusions that Petitioner’s sentence-calculation claim is contrary to federal law. See 18 U.S.C. § 3585(b).

Accordingly, **IT IS HEREBY ORDERED** that:

1. The R&R (Docket No. 10) is **ADOPTED**;
2. The Petition for a Writ of Habeas Corpus (Docket No. 1) is **DENIED**;
3. Petitioner's request for an evidentiary hearing is **DENIED**; and
4. This matter is **DISMISSED with prejudice**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Date: August 3, 2020

s/ Paul A. Magnuson

Paul A. Magnuson

United States District Court Judge